

FORM PTO-1390
(REV 12-2001)

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTORNEY DOCKET NO.
59243.00010

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

DATE: December 7, 2004

U.S. APPLN. NO.
(IF KNOWN, SEE 37 C.F.R. 1.5)

10/517139

INTERNATIONAL APPLICATION NO.
PCT/JP2003/003956

INTERNATIONAL FILING DATE
28 March 2003

PRIORITY DATE CLAIMED
22 July 2002

TITLE OF INVENTION: DEVICE AND METHOD OF CONTROLLING EXHAUST GAS SENSOR TEMPERATURE, AND RECORDING MEDIUM FOR EXHAUST GAS SENSOR TEMPERATURE CONTROL PROGRAM

APPLICANT(S) FOR DO/EO/US: Yuji YASUI; Yoshihisa IWAKI

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
(THE BASIC FILING FEE IS ATTACHED)
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures [35 U.S.C. 371(f)] at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed [35 U.S.C. 371(c)(2)]
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed [35 U.S.C. 371(c)(2)].
 - a. ☒ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)]
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)].
9. ☒ An oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)].
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)].

Items 11 - 19 below concern other document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98, along with form PTO-1449 and 14 References.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
13. ☒ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
17. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
18. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
19. ☒ Other items or information: CHECK NOS. 12261; 12262; & 12263; Formal Drawings (Figs. 1-14; 13 sheets); PCT/ISA/210; PCT/IB/304

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|--|--------------|--|------------|---|----|
| U.S. APPLN. NO. (IF KNOWN, SEE 37 C.F.R. 1.50) 10/517139 | | INTERNATIONAL APPLICATION NO. PCT/JP2003/003956 | | ATTORNEY DOCKET NO. 59243.00010 | |
| | | | | DATE: December 7, 2004 | |
| 20. <input checked="" type="checkbox"/> The following fees are submitted: Basic National Fee [37 C.F.R. 1.492(a)(1)-(5)]: Search Report has been prepared by the EPO or JPO.....\$950.00 International preliminary examination fee paid to USPTO (37 C.F.R. 1.482).....\$750.00 No international preliminary examination fee paid to USPTO (37 C.F.R. 1.482) but international search fee paid to USPTO [37 C.F.R. 1.445(a)(2)].....\$790.00 Neither international preliminary examination fee (37 C.F.R. 1.482) or international search fee [37 C.F.R. 1.445(a)(2)] paid to USPTO.....\$1,110.00 International preliminary examination fee paid to USPTO (37 C.F.R. 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4).....\$ 100.00 | | | | CALCULATIONS PTO USE ONLY <hr/> | |
| ENTER APPROPRIATE BASIC FEE AMOUNT = | | | | \$ 950.00 | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date [37 C.F.R. 1.492(e)]. | | | | | |
| Claims | Number Filed | Number Extra | Rate | | |
| Total Claims | 372 - 20 = | 352 | X \$ 18.00 | \$ 6,336.00 | |
| Independent Claims | 30 - 3 = | 27 | X \$ 88.00 | \$ 2,376.00 | |
| Multiple dependent claim(s) (if applicable) | | | + \$300.00 | \$ 300.00 | |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$ 9,962.00 | |
| Reduction by one-half for filing by small entity, if applicable. Applicant claims small entity status. See 37 CFR 1.27. | | | | | |
| SUBTOTAL = | | | | \$ 9,962.00 | |
| Processing fee of \$130.00 for furnishing the English translation later the <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date [37 C.F.R. 1.492(f)]. | | | | | |
| TOTAL NATIONAL FEE = | | | | \$ 9,962.00 | |
| Fee for recording the enclosed assignment [37 C.F.R. 1.21(h)]. The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 per property | | | | \$ 40.00 | |
| TOTAL FEES ENCLOSED = | | | | \$ 10,002.00 | |
| | | | | Amount to be refunded | \$ |
| | | | | Charged | \$ |

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SEE 37 C.F.R. 1.50)

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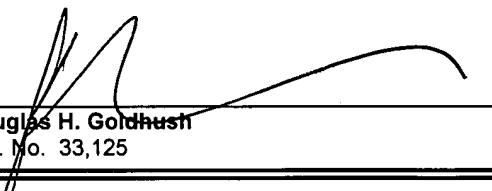
DATE: December 7, 2004

- a. ☒ Checks in the total amount of \$10,002.00 to cover the above fees is enclosed.
- b. ☐ Please charge Counsel's Deposit Account No. 50-2222 in the amount of \$_____ to cover the above fee.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Counsel's Deposit Account No. 50-2222.

NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive [37 C.F.R. 1.137(a) or (b)] must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

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